

ILLINOIS POLLUTION CONTROL BOARD
July 19, 1990

MAZER CHEMICALS/)
DIVISION OF PPG INDUSTRIES,)
)
Petitioner,)
)
v.) PCB 90-133
) (Provisional Variance)
ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
)
Respondent.)

ORDER OF THE BOARD (R. Flemal):

This matter comes before the Board on receipt of an Agency Recommendation dated July 18, 1990. The recommendation refers to a request from Petitioner, Mazer Chemicals/Division of PPG Industries for a 30-day provisional variance from the on-site hazardous waste accumulation limitation, as set forth in 35 Ill. Adm. Code 722.134, for the period from July 16, 1990 to August 15, 1990.

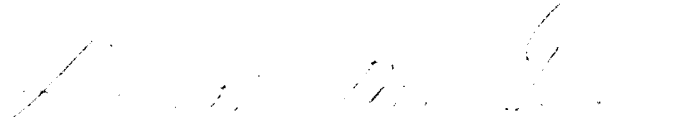
Mazer Chemicals has approximately 75,000 pounds of hazardous waste at its Lake County facility. The accumulation start date on this waste is April 13, 1990. The waste contains flammable solvents (toluene, xylene, and methyl isobutyl ketone) and about 60 percent water. Mazer Chemicals anticipates that it will remove this material from its facility via a licensed special waste hauler within 30 to 45 days of the date of its request to the Agency, July 11, 1990. Mazer Chemicals maintains that this time is necessary to complete the analysis and assessment of the BTU value of the waste for use as recovered fuel and schedule pickup of the material. Therefore, Mazer Chemicals states that this hazardous waste will remain on-site for longer than 90 days set forth in 35 Ill. Adm. Code 722.134, and Mazer Chemicals requests this provisional variance from that provision.

Upon receipt of the request, the Agency issued its recommendation, concluding that due to unforeseen, temporary and uncontrollable circumstances, failure to grant the requested 30-day provisional variance would impose an arbitrary or unreasonable hardship on Petitioner.

In light of the Agency Recommendation, the Board hereby grants a provisional variance from 35 Ill. Adm. Code 722.134 from July 16, 1990 to August 15, 1990.

IT IS SO ORDERED.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, do hereby certify that the above Order was adopted on the 15th day of July, 1990, by a vote of 5-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board